THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.19832 OF 2006

Dated 17th APRIL, 2007

BETWEEN:

P.Venkateswara Rao

… Petitioner

And

The Assistant Commissioner, Endowments Department, Lakkapandiri Veedhi, Vizianagaram and another.

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.19832 OF 2006

ORDER:

The petitioner is resident of Vizianagaram. He claims himself to be a social worker. It is his case that Sri Yathi Choultry, Vizianagaram owns various properties including the land admeasuring Acs.24.38 in T.S.No.366 situated at Vizianagaram, which was statedly donated by Sri Kakarlapudi Neelayamma, the founder of the trustee. At present, the choultry is under supervision of the Department of Endowments. The petitioner alleges that the land has been encroached by land grabbers and in spite of having knowledge, respondents did not take any steps to remove the encroachments. The petitioners made an application on 26.03.2006 requesting the authorities to furnish particulars of properties of the Choultry, in vain. Alleging that the said application made under the Right to Information Act, 2005 has not been complied with, the present writ petition seeking a writ of Mandamus directing respondents to furnish the particulars of properties.

Learned counsel for petitioner relies on various provisions Right

to Information Act in support of the contention that the respondents are under an obligation to furnish the information sought for. There cannot be any denial on this. Learned counsel for the petitioner also does not dispute that Right to Information Act itself provides for various remedies if the information sought is not furnished by a particular Designated Information Officer of a Department. The petitioner has not availed these remedies. In such a background, this Court cannot exercise its extraordinary jurisdiction in this writ petition.

The writ petition is misconceived and is accordingly dismissed. No costs.

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(V.V.S.RAO,J)

17.04.2007.
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